

BILL NO. 85-38

AS AMENDED

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 85-38 (AS AMENDED)

Introduced by Council Member Schafer

Legislative Day No. 85-19

Date July 2, 1985

AN ACT to add new Section 14-26.3, heading, Firearms, to Article IV, heading, Weapons, of Chapter 14, heading, Morals and Conduct, all of the Harford County Code, as amended; to provide that it shall be unlawful to discharge a firearm without permission of property owner, near residential dwelling, or other building in Harford County; to provide for certain exceptions thereto; to provide a definition for Firearms; and to provide, generally, for the discharge of firearms in Harford County, Maryland.

By the Council, July 2, 1985

Introduced, read first time, ordered posted and public hearing scheduled

on: August 6, 1985

at: 6:00 P.M.

By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 6, 1985 and concluded on August 6, 1985.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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AS AMENDED

1 Section 1. *Be It Enacted by the County Council of Harford County,*
2 *Maryland,* that new Section 14-26.3, heading, Firearms, be, and it
3 is hereby added to Article IV, heading, Weapons, of Chapter 14,
4 heading, Morals and Conduct, all of the Harford County Code, as
5 amended, all to read as follows:

6 CHAPTER 14. MORALS AND CONDUCT.

7 ARTICLE IV. WEAPONS.

8 SECTION 14-26.3. FIREARMS.

9 a. WITHIN THIS SECTION, A FIREARM SHALL MEAN ANY PISTOL,
10 REVOLVER, RIFLE, OR SHOTGUN DESIGNED TO PROPEL ANY PROJECTILE OR
11 PROJECTILES BY MEANS OF EXPLOSIVE ENERGY.

12 b. IT SHALL BE UNLAWFUL FOR ANY PERSON TO FIRE OR DISCHARGE
13 ANY FIREARM:

14 1. ON THE PROPERTY OF ANOTHER WITHOUT WRITTEN PERMISSION
15 OF THE PROPERTY OWNER OR TENANT AND HAVING THE WRITTEN PERMISSION
16 IN IMMEDIATE POSSESSION;

17 2. IN THE DIRECTION OF ANY RESIDENTIAL DWELLING, OR
18 BUILDING DESIGNED AND USED FOR HUMAN OCCUPANCY OR SCHOOL WHEREIN
19 THE PERSON FIRING OR DISCHARGING THE FIREARM KNOWS OR SHOULD HAVE
20 KNOWN THAT THE PROJECTILE OR PROJECTILES HAVE A REASONABLE CHANCE
21 OF STRIKING THE STRUCTURE;

22 3. ON PUBLIC PROPERTY WITHOUT FIRST OBTAINING WRITTEN
23 PERMISSION FROM THE APPROPRIATE AGENCY OR A PERMIT FROM THE AGENCY
24 IF REQUIRED AND HAVING THE WRITTEN PERMISSION OR PERMIT IN
25 IMMEDIATE POSSESSION;

26 4- WHEREIN THE PROJECTILE OR PROJECTILES DOES NOT LAND
27 ON THE PROPERTY WHERE THE FIRING OR DISCHARGE OCCURS; OR

28 4. WHEREIN THE PROJECTILE OR PROJECTILES TRAVERSE THE
29 PROPERTY OF ANOTHER SO AS TO ENDANGER LIFE, LIMB, OR PROPERTY; OR

30 5- WITHIN ONE HUNDRED FIFTY (150) YARDS OF ANY
31 RESIDENTIAL DWELLING, OR BUILDING DESIGNED AND USED FOR HUMAN
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1 OCCUPANCY OR SCHOOL, WHICH IS LOCATED ON THE PROPERTY WHERE THE
2 FIRING OR DISCHARGE OCCURS OR WITHIN ONE HUNDRED FIFTY (150)
3 YARDS OF SUCH BUILDING LOCATED ON ADJACENT OR ABUTTING PROPERTY.

4 5. WITHIN ONE HUNDRED FIFTY (150) YARDS OF ANY
5 RESIDENTIAL DWELLING, OR BUILDING DESIGNED AND USED FOR HUMAN
6 OCCUPANCY, OR SCHOOL, LOCATED ON ADJACENT OR ABUTTING PROPERTY,
7 WITHOUT WRITTEN PERMISSION FROM THE PROPERTY OWNER OR TENANT AND
8 HAVING THE WRITTEN PERMISSION IN IMMEDIATE POSSESSION.

9 c. NOTHING IN THIS SECTION SHALL BE HELD TO APPLY TO OR
10 PROHIBIT THE FIRING OR DISCHARGE OF ANY FIREARMS ON A BONA FIDE
11 SHOOTING RANGE; OR IF THE SAME IS REASONABLY NECESSARY FOR THE
12 DEFENSE OF LIFE OR PROPERTY; OR TO ANY LAW ENFORCEMENT OFFICER IN
13 THE PERFORMANCE OF OFFICIAL DUTY.

14 Section 2. *Be It Further Enacted* that the terms and provisions of
15 this Section shall not apply to any incorporated town, city, or
16 municipality located in Harford County.

17 Section 3. *And Be It Further Enacted* that this Act shall take
18 effect sixty (60) calendar days from the date it becomes law.

19 EFFECTIVE: November 12, 1985
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BY THE COUNCIL

AS AMENDED

BILL NO. 85-38 (as amended)

Read the third time.

Passed LSD 85-24 (September 3, 1985) (with amendments)

Failed of Passage

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of September, 1985
at 3:00 o'clock P.M.

Angela Markowski, Secretary



BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive

Date

9-12-85

BY THE COUNCIL

This Bill (No. 85-38, as amended), having been approved
by the Executive and returned to the Council, becomes law on
September 12, 1985.

Angela Markowski, Secretary

EFFECTIVE DATE: November 12, 1985

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